



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#17
no
07/29/02

In re application of:

Gardella *et al.*

Appl. No. 09/475,158

Filed: December 30, 1999

For: **PTH Functional Domain
Conjugate Peptides, Derivatives
Thereof and Novel Tethered
Ligand-Receptor Molecules**

Confirmation No. 6018

Art Unit: 1646

Examiner: Lazar-Wesley, E.

Atty. Docket: 0609.4780001/SRL/M-G

**Reply To Restriction Requirement And To
Requirement For Election Of Species**

Commissioner for Patents
Washington, D.C. 20231

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JUL 29 2002

TECH CENTER 1600/2900

Sir:

The following is in reply to the Office Action dated April 23, 2002, requesting an election of one invention to prosecute in the above-referenced patent application, and an election of species within the invention.

Reply to Restriction Requirement

Applicant hereby provisionally elects to prosecute the invention of Group I, represented by claims 1-14 and 37, drawn to a polypeptide of the formula S-L-B, where

S = amino terminal signal domain of PTH,

L = linker,

B = C-terminal binding portion of either PTH or PTHrP.

This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. This election is made without traverse.

Reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

Reply To Requirement For Election Of Species

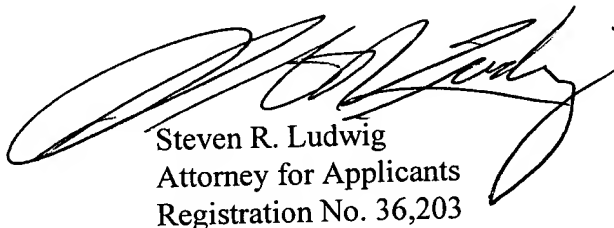
Applicants elect SEQ ID NO: 3 as the species to be prosecuted without traverse.

Reconsideration and withdrawal of the Requirement for Election of Species, and consideration and allowance of all pending claims, are respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Steven R. Ludwig
Attorney for Applicants
Registration No. 36,203

Date: 7/23/02

1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934
(202) 371-2600